IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

WP(C).No. 4151 of 2007(T)

PETITIONER:

E.A. AUGUSTINE, S/O. AUGUSTINE,
AGED 72 YEARS, WOODLANDS PRIME CASTLE, KUMALY,
IDUKKI DISTRICT.

BY ADV. SRI.K.I.SAGEER IBRAHIM.

RESPONDENTS:
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1. **THE MEMBER SECRETARY,**
   KERALA STATE POLLUTION CONTROL BOARD,
   PATTOM, THIRUVANANTHAPURAM.

2. **THE ASSISTANT ENVIRONMENTAL ENGINEER,**
   KERALA STATE POLLUTION CONTROL BOARD, THODUPUZHA,
   IDUKKI DISTRICT.

3. **THE SECRETARY,**
   KUMILY GRAMA PANCHAYATH, KUMILY, IDUKKI.

4. **THE SUB ENGINEER,**
   KERALA STATE ELECTRICITY BOARD, KUMILY, IDUKKI.

BY ADV. SRI. M.K. CHANDRA MOHANDAS FOR R1 & R2,
SRI. JOSE J. MATHEICKEL, SC, FOR R4.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/02/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.4151/2007:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE PARTNERSHIP DEED EXECUTED BETWEEN THE PETITIONER.

EXT.P.2: COPY OF THE REPLY DTD. 18/10/2006 SEND TO THE R.2.

EXT.P.3: COPY OF THE NOTICE DTD. 13/11/2006 ISSUED BY THE R.2. TO THE PETITIONER.

EXT.P.4: COPY OF THE OBJECTION DTD. 21/11/2006 FILED BY THE KERALA HOTEL AND RESTAURANT ASSOCIATION.

EXT.P.5: COPY OF THE NOTICE DTD. ISSUED TO THE PETITIONER BY THE R.2.

EXT.P.6: COPY OF THE MEMORANDUM OF APPEAL FILED BY THE PETITIONER BEFORE THE R.1.

//TRUE COPY//

prv.

Thottathil B. Radhakrishnan, J.

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W.P.(C)No.4151 of 2007

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Dated this the 28th day of February, 2007.

JUDGMENT

If the petitioner makes appropriate application for consent within a period of ten days from now, a final decision on that application will be taken up by the competent officer among the respondents within a period of three weeks therefrom and if the petitioner does not comply with the directions, if any issued by the respondents, within a period of one month therefrom, the establishment of the petitioner will be closed down. Until then, status quo, as on today, shall be maintained.

Writ Petition is disposed of with the above directions.

Thottathil B.Radhakrishnan,
Judge.

sl.